
Public Notice

Applicant:

United States Construction Corporation

Date:

Published: June 24, 2003

Expires: July 23, 2003

**U.S. Army Corps
of Engineers****In Reply Refer To:****Buffalo District CELRB-TD-R RE: 2002-02678(1) Section: OH 404**

Application for Permit under Authority of
Section 404 of the Clean Water Act (33 U.S.C. 1344).

United States Construction Corporation, 2785 S.E. 11th Street, Pompano Beach, Florida 33062, has requested a Department of the Army Permit to construct a new 70-slip marina in Sandusky Bay. The project is located in Sandusky Bay off of 2965 South Danbury North Road, in the City of Port Clinton, Ottawa County, Ohio.

Department of the Army authorization is required for the discharge of approximately 8,090 cubic yards of stone below the ordinary high water elevation (OHW) of Sandusky Bay (573.4 International Great Lakes Datum (IGLD) 1985), the dredging of 5,500 cubic yards of sediment from Sandusky Bay, and the installation of floating docks for the proposed marina.

The project consists of the following:

a. The construction of 803 linear feet of new rubblemound breakwater will require the discharge of 9,775 cubic yards of stone, 8,090 cubic yards of which will be located below OHW. The breakwater will extend south from the shoreline for 615 linear feet and then turn west for an additional 185 linear feet. The breakwater will have a bottom width of 50 feet and a top width of 8 feet, with 2H:1V outer slopes and 1.5H:1V inner slopes. The main north-south section of breakwater will also include three 36-inch circulation pipes with a top elevation of 567.0 feet IGLD. The new marina will abut the existing Conrail railroad embankment on the west side. No work is proposed on this abutment.

b. Approximately 300 cubic yards of sand (200 cubic yards below OHW) will be placed along the shoreline to construct a beach area. The beach area will be placed along 200 linear feet of shoreline with a thickness of 12 inches. The slope of the new shoreline will be 5H:1V. About 42,000 square feet of lake bottom will be filled to construct the breakwater and new beach area.

c. The installation of floating docks to accommodate 70 boat slips

within the new marina.

d. Dredge approximately 5,500 cubic yards of sediment from within the proposed marina and dispose of the dredged material at an upland location on the applicant's property. The area will be dredged down to elevation 565.0 feet IGLD85 for an approximately 80,000 square foot area.

The applicant's stated purpose for this project is to construct a new marina and a protected beach area for residents of the proposed Cove on the Bay Housing Development. This development has 79 lots and the marina is proposed for 70 slips and a jet ski dockage area. The applicant, however, has indicated that the proposed marina project is stand alone and not dependent in any way upon the construction of the housing development in the upland area.

Location and details of the above described work are shown on the attached maps and drawings.

Questions pertaining to the work described in this notice should be directed to Martin P. Wargo, who can be contacted by calling (716) 879-4116, or by e-mail at: martin.p.wargo@usace.army.mil

The applicant has certified that the proposed activity complies with Ohio's approved Coastal Zone Management Program and will be conducted in a manner consistent with that program. Any comments on the consistency of the proposed activity with Ohio's Coastal Zone Management Program should be forwarded to:

Mr. Randall E. Sanders
Ohio Department of Natural Resources
Environmental Administrator
Division of Real Estate and Land Management
1630 Sy952 Belcher Drive, C-4
Columbus, Ohio 43224-1386
Telephone (614) 265-6344
FAX (614) 267-4764
e-mail: randall.sanders@dnr.state.oh.us

The following authorization(s) may be required for this project:

Water Quality Certification (or waiver thereof) from the Ohio Environmental Protection Agency.

There are no registered historic properties or properties listed as being eligible for inclusion in the National Register of Historic Places that will be affected by this project.

In addition, available evidence indicates that the proposed work will not affect a species proposed or designated by the U.S. Department of the Interior as threatened or endangered, nor will it affect the critical habitat of any such species.

This notice is promulgated in accordance with Title 33, Code of Federal Regulations, parts 320-330. Any interested party desiring to comment on the work described herein may do so by submitting their comments, in writing, so that they are received no later than 4:30 pm on the expiration date of this notice.

Comments should be sent to the U. S. Army Corps of Engineers, 1776 Niagara Street, Buffalo, New York 14207-3199, and should be marked to the attention of Martin P. Wargo, or by e-mail at: martin.p.wargo@usace.army.mil. A lack of response will be interpreted as meaning that there is no objection to the work as proposed.

Comments submitted in response to this notice will be fully considered during the public interest review for this permit application. All written comments will be made a part of the administrative record which is available to the public under the Freedom of Information Act. The Administrative Record, or portions thereof may also be posted on a Corps of

Engineers internet web site. Due to resource limitations, this office will normally not acknowledge the receipt of comments or respond to individual letters of comment.

Any individual may request a public hearing by submitting their written request, stating the specific reasons for holding a hearing, in the same manner and time period as other comments.

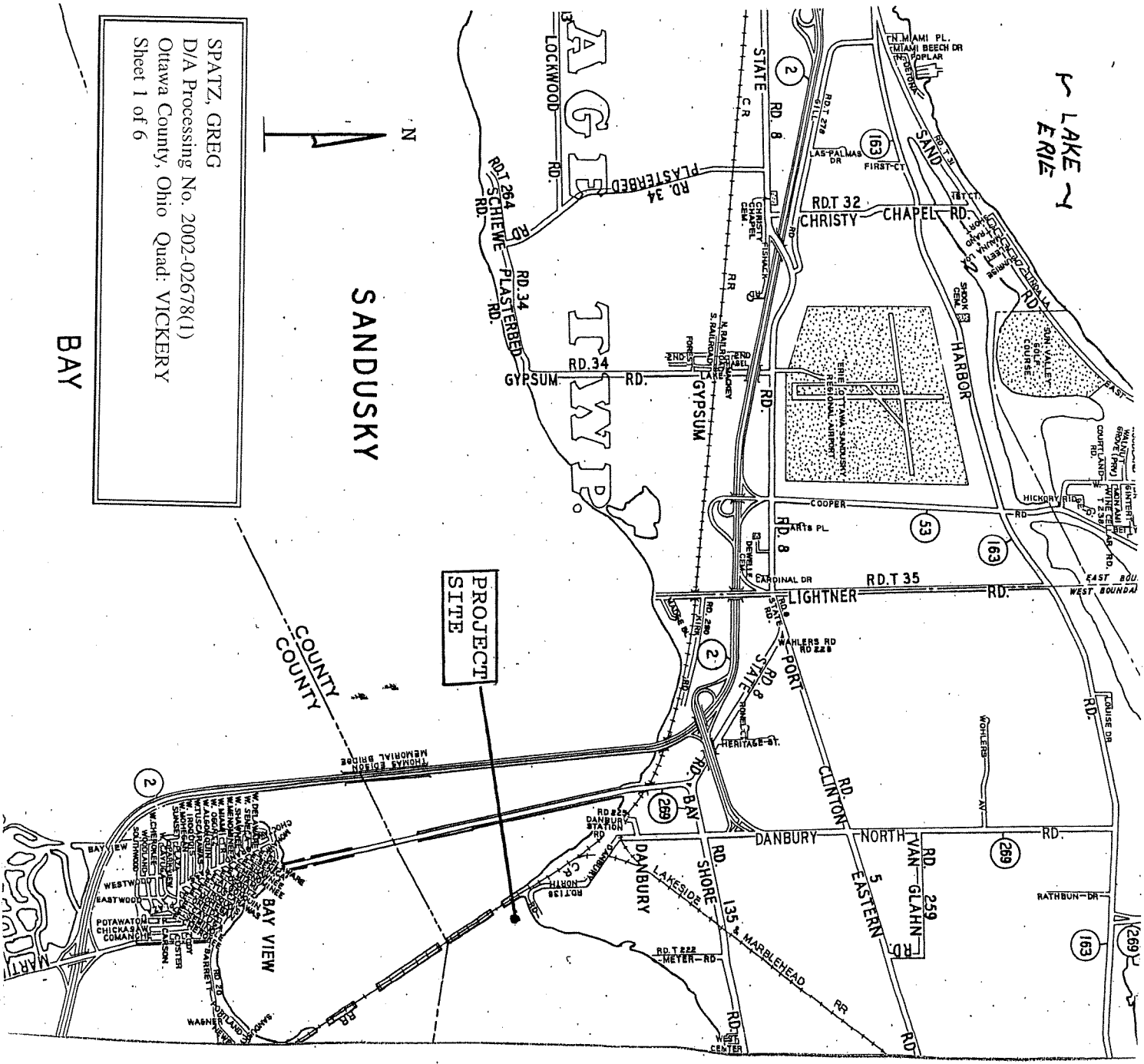
Public hearings for the purposes of the Corps permit program will be held when the District Commander determines he can obtain additional information, not available in written comments, that will aid him in the decision making process for this application. A Corps hearing is not a source of information for the general public, nor a forum for the resolution of issues or conflicting points of view (witnesses are not sworn and cross examination is prohibited). Hearings will not be held to obtain information on issues unrelated to the work requiring a permit, such as property ownership, neighbor disputes, or the behavior or actions of the public or applicant on upland property not regulated by the Department of the Army. Information obtained from a public hearing is given no greater weight than that obtained from written comments. Therefore, you should not fail to make timely written comments because a hearing might be held.

The decision to approve or deny this permit request will be based on an evaluation of the probable impact, including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among these are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Paul G. Leuchner
Chief, Regulatory Branch

NOTICE TO POSTMASTER: It is requested that this notice be posted continuously and conspicuously for 30 days from the date of issuance.



SPATZ, GREG
D/A Processing No. 2002-02678(1)
Ottawa County, Ohio Quad: VICKERY
Sheet 1 of 6

BAY

SANDUSKY

DATUM: 0.0 L.W.D. = 569.2 FT. I.G.L.D. 1985

VICINITY MAP

MATRIX ENGINEERING, INC.

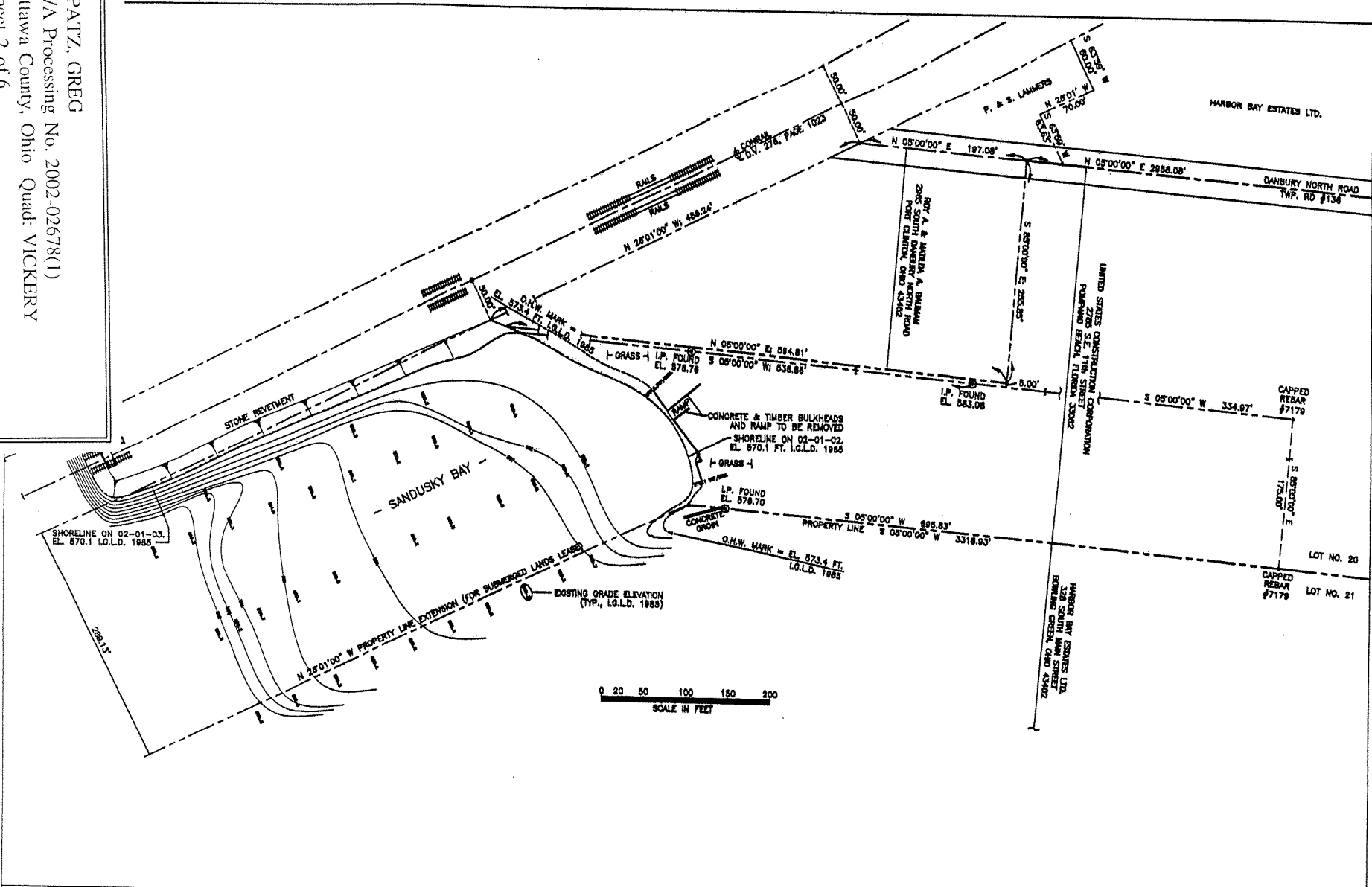
- 1.) HARBOR BAY ESTATES LTD.
- 2.) ROY A. & MATILDA A. BAUMAN

UNITED STATES
CONSTRUCTION CORPORATION
2785 S.E. 11th STREET
POMPANNO BEACH, FLORIDA 33062

NEW MARINA AT THE
COVE ON THE BAY DEVELOPMENT
MARBLEHEAD, OHIO

SHEET 1 OF 6 04-04-03

SPATZ, GREG
D/A Processing No. 2002-02678(1)
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Sheet 2 of 6



DATUM: 0.0 L.W.D. = 569.2 FT. I.G.L.D. 1985

1.) HARBOR BAY ESTATES LTD.
2.) ROY A. & MATILDA A. BAUMAN

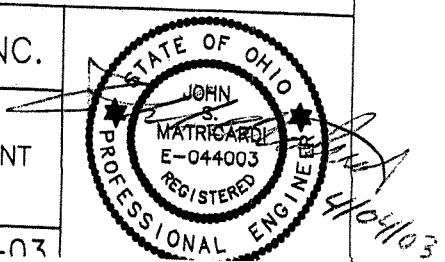
EXISTING SITE PLAN

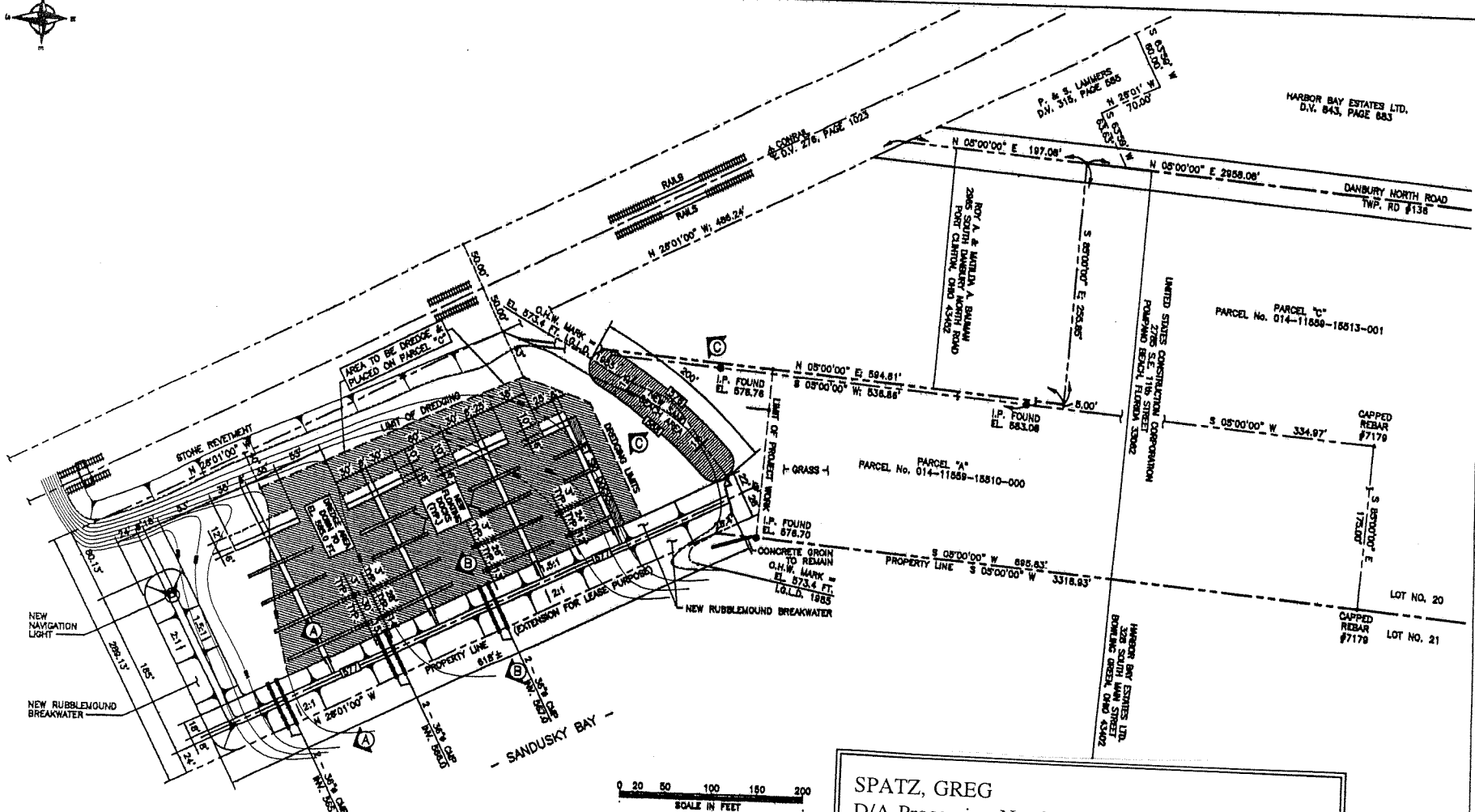
UNITED STATES
CONSTRUCTION CORPORATION
2785 S.E. 11th STREET
POMPANO BEACH, FLORIDA 33062

PREPARED BY: MATRIX ENGINEERING, INC.

NEW MARINA AT THE
COVE ON THE BAY DEVELOPMENT
MARBLEHEAD, OHIO

SHEET 2 OF 6 REV. DATE: 04-04-03

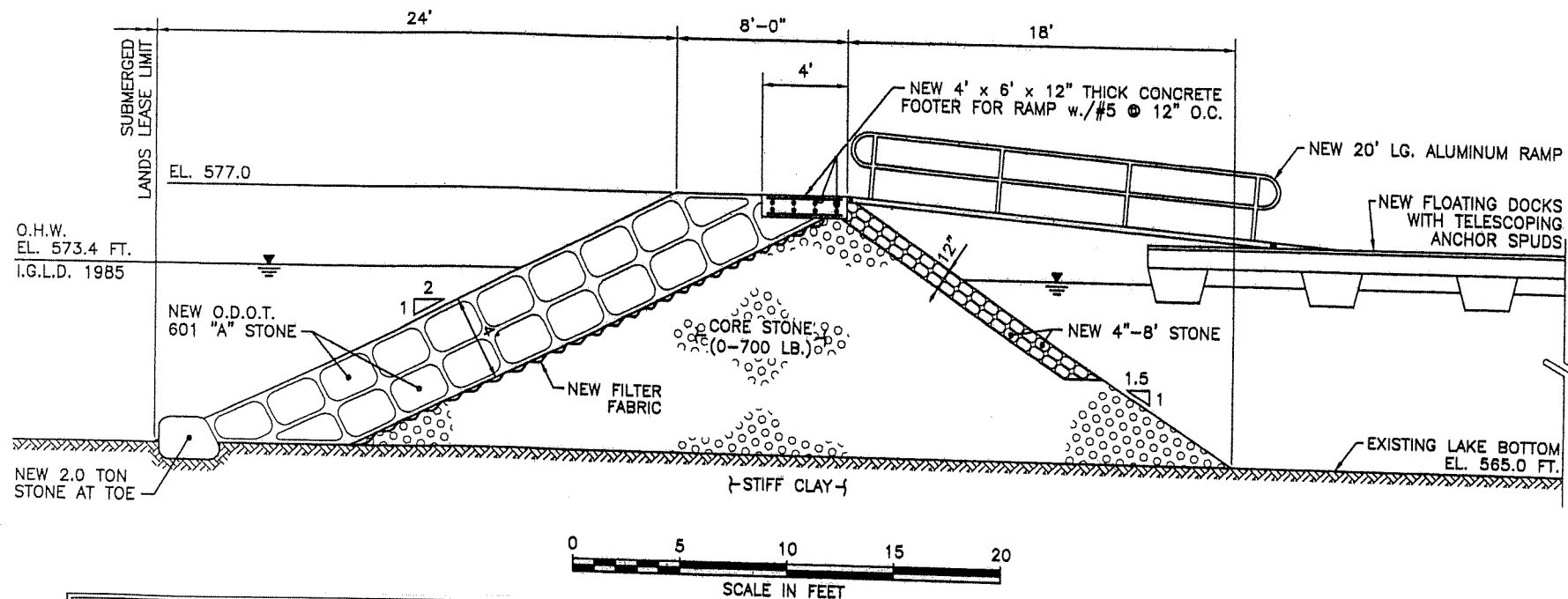




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 Sheet 3 of 6

MARINA CAPACITY	
LENGTH OF SLIP	NUMBER OF SLIPS
25'	20
30'	30
35'	20
TOTAL	70

DATUM: 0.0 L.W.D. = 569.2 FT. I.G.L.D. 1985		SITE PLAN		PREPARED BY: MATRIX ENGINEERING, INC.	
ADJACENT PROPERTY OWNERS: 1.) HARBOR BAY ESTATES LTD. 2.) ROY A. & MATILDA A. BAUMAN		UNITED STATES CONSTRUCTION CORPORATION 2785 S.E. 11th STREET POMPAHO BEACH, FLORIDA 33062		NEW MARINA AT THE COVE ON THE BAY DEVELOPMENT MARBLEHEAD, OHIO	
		SHEET 3 OF 6		STATE OF OHIO JOHN MATRICARD E-044003 REGISTERED PROFESSIONAL ENGINEER 4/24/03	



SPATZ, GREG

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Ottawa County, Ohio Quad: VICKERY

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DATUM: 0.0 L.W.D. = 569.2 FT. I.G.L.D. 1985

SECTION A-A

PREPARED BY:

MATRIX ENGINEERING, INC.

ADJACENT PROPERTY OWNERS:

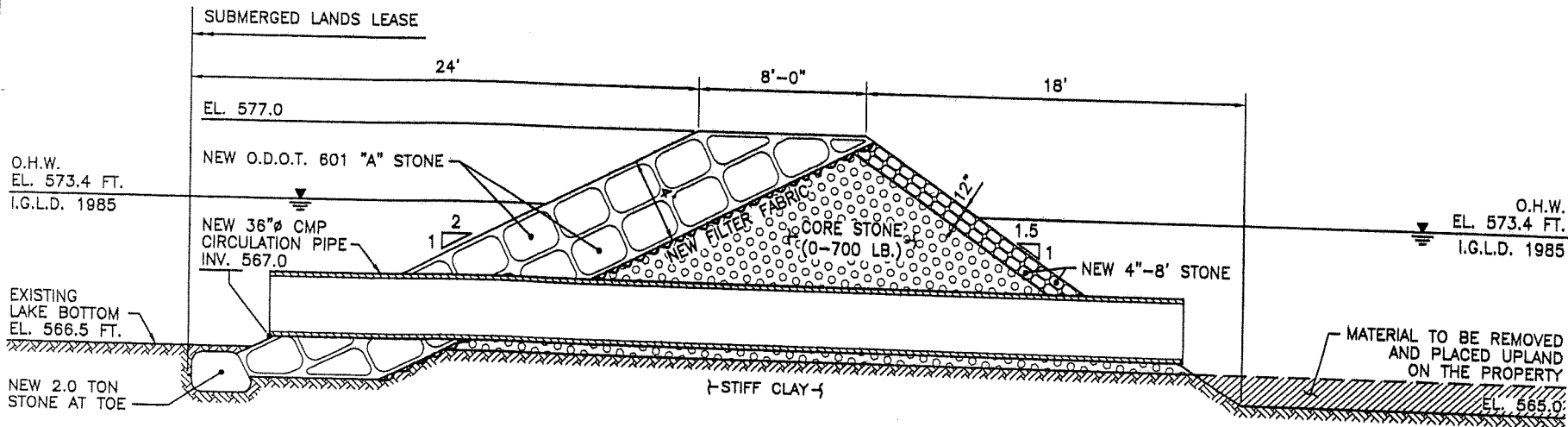
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SHFFT 4 OF 6





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 Sheet 5 of 6

DATUM: 0.0 L.W.D. = 569.2 FT. I.G.L.D. 1985

ADJACENT PROPERTY OWNERS:

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- 2.) ROY A. & MATILDA A. BAUMAN

SECTION B-B

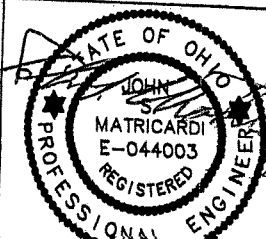
UNITED STATES
 CONSTRUCTION CORPORATION
 2785 S.E. 11th STREET
 POMPAÑO BEACH, FLORIDA 33062

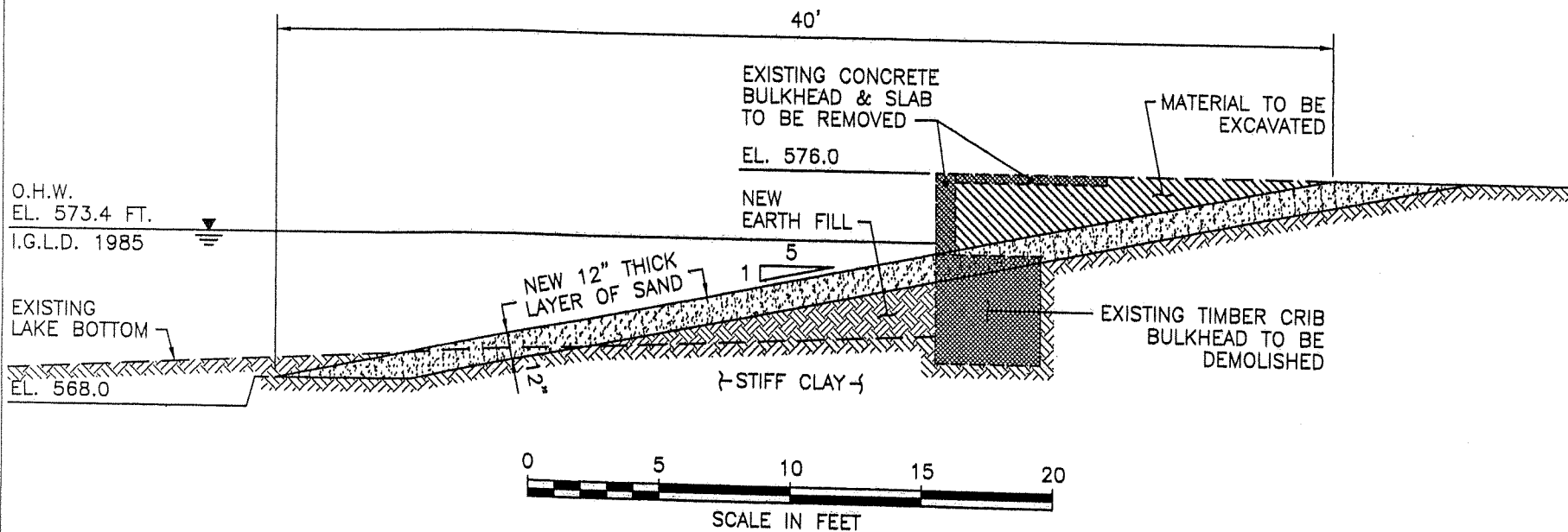
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MATRIX ENGINEERING, INC.

NEW MARINA AT THE
 COVE ON THE BAY DEVELOPMENT
 MARBLEHEAD, OHIO

SHEET 5 OF 6





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 Sheet 6 of 6

DATUM: 0.0 L.W.D. = 569.2 FT. I.G.L.D. 1985	SECTION C-C	PREPARED BY: MATRIX ENGINEERING, INC.
ADJACENT PROPERTY OWNERS: 1.) HARBOR BAY ESTATES LTD. 2.) ROY A. & MATILDA A. BAUMAN	UNITED STATES CONSTRUCTION CORPORATION 2785 S.E. 11th STREET POMPANO BEACH, FLORIDA 33062	NEW MARINA AT THE COVE ON THE BAY DEVELOPMENT MARBLEHEAD, OHIO
		SHEET 6 OF 6 04-04-03

